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Monitoring Device Driving Permit/ BAIID Program

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A guide for first-time DUI offenders

Jesse White
Secretary

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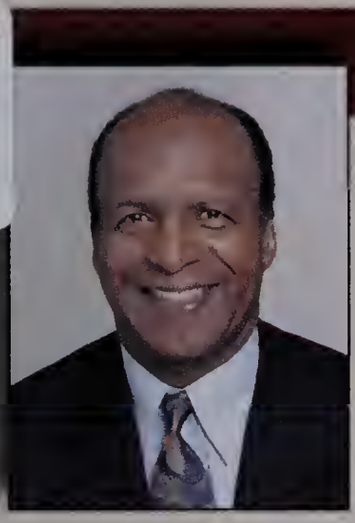

Drinking and driving is at the forefront of my office's traffic safety agenda. In recent years, several laws have been enacted that crack down on drunk drivers. We are consistently looking at new ways to make the public aware of the serious consequences of DUI as well as seek stricter penalties for offenders with the hope of deterring the tragedies that often accompany DUI.

In January 2009, a new law went into effect that requires all first-time DUI offenders who wish to drive during the statutory summary suspension period to apply for a Monitoring Device Driving Permit (MDDP). The MDDP allows an offender to drive during the suspension period with a Breath Alcohol Interlock Device (BAIID) installed in his or her vehicles.

This brochure provides information about the MDDP and BAIID, including eligibility, provisions for indigent offenders, work exemptions and costs of the program. For more information, please contact my office's BAIID Division or visit www.cyberdriveillinois.com.

Jesse White

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Secretary of State

Monitoring Device Driving Permit

A first-time DUI offender who wishes to obtain driving relief during the period of statutory summary suspension must apply for an MDDP through the Secretary of State's office. A first-time offender is a driver who has not received a previous statutory suspension in the past five years, been convicted of or received court supervision for DUI in Illinois, or been convicted of DUI in another state within five years.

An MDDP allows an offender to drive at any time of day or night with a Breath Alcohol Ignition Interlock Device (BAIID) installed on his/her vehicle(s). An MDDP is not effective until the 31st day of the suspension period.

Eligibility

- A driver must be age 18 or older to apply for an MDDP. Drivers under 18 are not eligible.
- An offender is ineligible for an MDDP if his/her driver's license is otherwise invalid, or if death or great bodily harm resulted from the DUI arrest.
- An offender is ineligible if he/she has previously been convicted of reckless homicide or aggravated DUI that resulted in a death.
- A commercial driver's license holder may be eligible for an MDDP for base driving privileges only if he/she is a first offender.

Work exemption

An offender may apply for a work exemption to drive employer-owned vehicles on employer time without a BAIID. To be eligible, the offender may not be self-employed or the employer may not be a member of the offender's immediate family. The offender also cannot take employer-owned vehicles home or have access to the vehicle for personal use.

Declining an MDDP

An offender may decline to have an MDDP and a BAIID, and instead choose to restrain from driving during the suspension period. However, an offender who chooses not to participate in the program and is subsequently caught driving a vehicle during the suspension period is guilty of a Class 4 felony.

Breath Alcohol Ignition Interlock Device

As a condition of an MDDP, a BAIID must be installed on all vehicles an offender drives during the suspension period. An offender with an MDDP who is caught driving a vehicle without a BAIID installed is guilty of a Class 4 felony.

The Secretary of State's office monitors the BAIID throughout the duration of the MDDP. The office will be alerted if the driver attempts any incidents of driving under the influence or tampers with the device.

BAIID costs

An offender is responsible for all costs associated with the MDDP and BAIID. On average, the BAIID costs $100 for installation, $75 per month to lease from the vendor, and $30 per month to the Secretary of State for administering the BAIID. The Secretary of State's fees must be paid in full before the MDDP is issued.

Indigent offender

An offender may request an exemption of certain fees associated with the BAIID based on his/her economic status. The Secretary of State's office will determine indigent status on an individual basis. An indigent offender is only eligible for a waiver of installation and monthly rental fees of the BAIID. All other costs and fees associated with the BAIID are at the offender's expense.

For more information on the MDDP/BAIID Program, please contact:

Office of the Secretary of State
BAIID Division
501 S. Second St.
Springfield, IL 62756
217-524-0060
Monday-Friday, 8 a.m.-4:30 p.m.

WWW.CYBERDRIVEILLINOIS.COM

Printed by authority of the State of Illinois.
October 2011 — 1M — BAIID 11